

## CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

## I. (a) PLAINTIFFS

Ciana Evans

(b) County of Residence of First Listed Plaintiff Philadelphia

(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

Law Offices of Robert T Vance Jr, 100 South Broad  
Street, Suite 905, Philadelphia PA 19110 215-557-9550

## DEFENDANTS

School District of Philadelphia

County of Residence of First Listed Defendant

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF  
THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

## II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
- ☒ 3 Federal Question  
(U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant
- ☐ 4 Diversity  
(Indicate Citizenship of Parties in Item III)

## III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- |   | PTF                        | DEF                        |   | PTF                        | DEF                        |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State                   | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State     | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State                | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation  | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

## IV. NATURE OF SUIT (Place an "X" in One Box Only)

Click here for: [Nature of Suit Code Descriptions.](#)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance	<input type="checkbox"/> 310 Airplane	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881	<input type="checkbox"/> 422 Appeal 28 USC 158	<input type="checkbox"/> 375 False Claims Act
<input type="checkbox"/> 120 Marine	<input type="checkbox"/> 315 Airplane Product Liability	<input type="checkbox"/> 690 Other	<input type="checkbox"/> 423 Withdrawal 28 USC 157	<input type="checkbox"/> 376 Qui Tam (31 USC 3729(a))
<input type="checkbox"/> 130 Miller Act	<input type="checkbox"/> 320 Assault, Libel & Slander			<input type="checkbox"/> 400 State Reapportionment
<input type="checkbox"/> 140 Negotiable Instrument	<input type="checkbox"/> 330 Federal Employers' Liability			<input type="checkbox"/> 410 Antitrust
<input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	<input type="checkbox"/> 340 Marine			<input type="checkbox"/> 430 Banks and Banking
<input type="checkbox"/> 151 Medicare Act	<input type="checkbox"/> 345 Marine Product Liability			<input type="checkbox"/> 450 Commerce
<input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans)	<input type="checkbox"/> 350 Motor Vehicle			<input type="checkbox"/> 460 Deportation
<input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits	<input type="checkbox"/> 355 Motor Vehicle Product Liability			<input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations
<input type="checkbox"/> 160 Stockholders' Suits	<input type="checkbox"/> 360 Other Personal Injury			<input type="checkbox"/> 480 Consumer Credit (15 USC 1681 or 1692)
<input type="checkbox"/> 190 Other Contract	<input type="checkbox"/> 362 Personal Injury - Medical Malpractice			<input type="checkbox"/> 485 Telephone Consumer Protection Act
<input type="checkbox"/> 195 Contract Product Liability				<input type="checkbox"/> 490 Cable/Sat TV
<input type="checkbox"/> 196 Franchise				<input type="checkbox"/> 850 Securities/Commodities/Exchange
				<input type="checkbox"/> 890 Other Statutory Actions
				<input type="checkbox"/> 891 Agricultural Acts
				<input type="checkbox"/> 893 Environmental Matters
				<input type="checkbox"/> 895 Freedom of Information Act
				<input type="checkbox"/> 896 Arbitration
				<input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision
				<input type="checkbox"/> 950 Constitutionality of State Statutes

REAL PROPERTY	CIVIL RIGHTS	PRISONER PETITIONS	LABOR	PROPERTY RIGHTS	SOCIAL SECURITY	FEDERAL TAX SUITS
<input type="checkbox"/> 210 Land Condemnation	<input type="checkbox"/> 440 Other Civil Rights	<input type="checkbox"/> 365 Personal Injury - Product Liability	<input type="checkbox"/> 710 Fair Labor Standards Act	<input type="checkbox"/> 820 Copyrights	<input type="checkbox"/> 861 HIA (1395ff)	<input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)
<input type="checkbox"/> 220 Foreclosure	<input type="checkbox"/> 441 Voting	<input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability	<input type="checkbox"/> 720 Labor/Management Relations	<input type="checkbox"/> 830 Patent	<input type="checkbox"/> 862 Black Lung (923)	<input type="checkbox"/> 871 IRS—Third Party 26 USC 7609
<input type="checkbox"/> 230 Rent Lease & Ejectment	<input checked="" type="checkbox"/> 442 Employment	<input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<input type="checkbox"/> 740 Railway Labor Act	<input type="checkbox"/> 835 Patent - Abbreviated New Drug Application	<input type="checkbox"/> 863 DIWC/DIWW (405(g))	
<input type="checkbox"/> 240 Torts to Land	<input type="checkbox"/> 443 Housing/Accommodations	<input type="checkbox"/> 370 Other Fraud	<input type="checkbox"/> 751 Family and Medical Leave Act	<input type="checkbox"/> 840 Trademark	<input type="checkbox"/> 864 SSID Title XVI	
<input type="checkbox"/> 245 Tort Product Liability	<input type="checkbox"/> 445 Amer. w/Disabilities - Employment	<input type="checkbox"/> 371 Truth in Lending	<input type="checkbox"/> 790 Other Labor Litigation	<input type="checkbox"/> 880 Defend Trade Secrets Act of 2016	<input type="checkbox"/> 865 RSI (405(g))	
<input type="checkbox"/> 290 All Other Real Property	<input type="checkbox"/> 446 Amer. w/Disabilities - Other	<input type="checkbox"/> 378 Other Personal Property Damage	<input type="checkbox"/> 791 Employee Retirement Income Security Act			
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## V. ORIGIN (Place an "X" in One Box Only)

- ☒ 1 Original Proceeding
- ☐ 2 Removed from State Court
- ☐ 3 Remanded from Appellate Court
- ☐ 4 Reinstated or Reopened
- ☐ 5 Transferred from Another District (specify)
- ☐ 6 Multidistrict Litigation - Transfer
- ☐ 8 Multidistrict Litigation - Direct File

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):  
Title VII of the Civil Rights Act of 1964

## VI. CAUSE OF ACTION

Brief description of cause:  
Employment discrimination - race, sex, disability, retaliation

## VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☒ Yes ☐ No

## VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE None

DOCKET NUMBER

DATE

SIGNATURE OF ATTORNEY OF RECORD

April 11, 2022

FOR OFFICE USE ONLY

RECEIPT # \_\_\_\_\_ AMOUNT \_\_\_\_\_ APPLYING IFP \_\_\_\_\_ JUDGE \_\_\_\_\_ MAG. JUDGE \_\_\_\_\_



DESIGNATION FORM

(to be used by counsel or pro se plaintiff to indicate the category of the case for the purpose of assignment to the appropriate calendar)

Address of Plaintiff: Philadelphia, Pennsylvania  
Address of Defendant: Philadelphia, Pennsylvania  
Place of Accident, Incident or Transaction: Philadelphia, Pennsylvania

RELATED CASE, IF ANY:

Case Number: None Judge: \_\_\_\_\_ Date Terminated: \_\_\_\_\_

Civil cases are deemed related when **Yes** is answered to any of the following questions:

- |  |                              |  |
|--|------------------------------|--|
| 1. Is this case related to property included in an earlier numbered suit pending or within one year previously terminated action in this court?  | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 2. Does this case involve the same issue of fact or grow out of the same transaction as a prior suit pending or within one year previously terminated action in this court?            | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 3. Does this case involve the validity or infringement of a patent already in suit or any earlier numbered case pending or within one year previously terminated action of this court? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 4. Is this case a second or successive habeas corpus, social security appeal, or pro se civil rights case filed by the same individual?  | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |

I certify that, to my knowledge, the within case ☐ is / ☒ is not related to any case now pending or within one year previously terminated action in this court except as noted above.

DATE: 04/11/2022  37692  
Attorney-at-Law / Pro Se Plaintiff Attorney I.D. # (if applicable)

CIVIL: (Place a ☒ in one category only)

A. Federal Question Cases:

- |                                     |   |
|-------------------------------------|---|
| <input type="checkbox"/>            | 1. Indemnity Contract, Marine Contract, and All Other Contracts |
| <input type="checkbox"/>            | 2. FELA   |
| <input type="checkbox"/>            | 3. Jones Act-Personal Injury                                    |
| <input type="checkbox"/>            | 4. Antitrust  |
| <input type="checkbox"/>            | 5. Patent   |
| <input type="checkbox"/>            | 6. Labor-Management Relations                                   |
| <input checked="" type="checkbox"/> | 7. Civil Rights   |
| <input type="checkbox"/>            | 8. Habeas Corpus  |
| <input type="checkbox"/>            | 9. Securities Act(s) Cases                                      |
| <input type="checkbox"/>            | 10. Social Security Review Cases                                |
| <input type="checkbox"/>            | 11. All other Federal Question Cases                            |
- (Please specify): \_\_\_\_\_

B. Diversity Jurisdiction Cases:


- |                          |  |
|--------------------------|--|
| <input type="checkbox"/> | 1. Insurance Contract and Other Contracts        |
| <input type="checkbox"/> | 2. Airplane Personal Injury                      |
| <input type="checkbox"/> | 3. Assault, Defamation                           |
| <input type="checkbox"/> | 4. Marine Personal Injury                        |
| <input type="checkbox"/> | 5. Motor Vehicle Personal Injury                 |
| <input type="checkbox"/> | 6. Other Personal Injury (Please specify): _____ |
| <input type="checkbox"/> | 7. Products Liability                            |
| <input type="checkbox"/> | 8. Products Liability – Asbestos                 |
| <input type="checkbox"/> | 9. All other Diversity Cases                     |
- (Please specify): \_\_\_\_\_

ARBITRATION CERTIFICATION

(The effect of this certification is to remove the case from eligibility for arbitration.)

I, Robert T Vance Jr, counsel of record or pro se plaintiff, do hereby certify:

- ☒ Pursuant to Local Civil Rule 53.2, § 3(c) (2), that to the best of my knowledge and belief, the damages recoverable in this civil action case exceed the sum of \$150,000.00 exclusive of interest and costs:
- ☒ Relief other than monetary damages is sought.

DATE: 04/11/2022  37692  
Attorney-at-Law / Pro Se Plaintiff Attorney I.D. # (if applicable)

NOTE: A trial de novo will be a trial by jury only if there has been compliance with F.R.C.P. 38.

**United States District Court for the Eastern District of Pennsylvania**

Ciana Evans

v.

School District of Philadelphia

:  
:  
:  
:  
:

Civil Action No.  
Jury Trial Demanded

***Complaint***

Plaintiff, Ciana Evans, brings a series of claims against Defendant, School District of Philadelphia, of which the following is a statement:

***Jurisdiction and Venue***

1. This Court has original jurisdiction to hear this Complaint and adjudicate the claims stated herein under 28 U.S.C. §§ 1331, 1343, 2201, 2202 and 42 U.S.C. §§ 2000d-2, 2000e-5(f), this action being brought under Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. §§ 2000d and 2000e et seq., the Americans With Disabilities Act, 42 U.S.C. § 12101 et seq., the Civil Rights Act of 1866, 42 U.S.C. § 1981 (“Section 1981”), and the Civil Rights Act of 1991, Pub. L. 102-166, 105 Stat. 1071 (Nov. 21, 1991), to redress and enjoin the discriminatory practices of defendant. This Court may exercise supplemental jurisdiction over Ms. Evans’s state law claims under the Pennsylvania Human Relations Act, 43 P.S. §951 et seq. (the “PHRA”), pursuant to 28 U.S.C. §1367.

2. Venue is proper in this judicial district by reason of 28 U.S.C. § 1391(b).

3. Ms. Evans timely filed a charge of race, sex, and disability discrimination and retaliation with the Equal Employment Opportunity Commission (“EEOC”), received a Notice of Right to Sue (“NRTS”) from the EEOC, and has commenced this action within 90 days of receipt of each NRTS.

***The Parties***

3. Plaintiff, Ciana Evans, is an African-American female citizen of the United States and a resident of this judicial district.

4. Defendant School District of Philadelphia has a principal place of business located at 440 N. Broad Street, Philadelphia PA 19130.

5. The acts set forth in this Complaint were authorized, ordered, condoned, ratified and/or done by defendant's officers, agents, employees and/or representatives while actively engaged in the management of defendant's business.

***Background Facts***

6. Defendant appointed Ms. Evans to the position of Teacher as a temporary professional employee on July 4, 2020.

7. During the 2020-2021 school year, Ms. Evans was a participant in the Peer Assistance and Review Program (PAR) and served as a teacher at Delaplaine McDaniel School.

8. On or about June 10, 2021, Ms. Evans received a notice from her supervisor, Betsaida Ortiz, a Latinx female and the Principal of McDaniel School, that she was suspended without pay for allegedly unsatisfactory performance/ineffective teaching. There was no justification for suspending Ms. Evans. To the contrary, defendant suspended Ms. Evans because of her race, sex and disability, and in retaliation for her prior complaints about defendant's discrimination.

9. Shortly thereafter, Ms. Evans received from defendant the written Statement of Charges and Notice of Right to Hearing dated June 8, 2021, recommending the termination of her employment with defendant. A true and correct copy of the Statement of Charges and Notice of Right to Hearing is attached hereto as Exhibit A and made a part hereof.

10. In response to the unjustified suspension and the Statement of Charges and Notice of Right to Hearing, on or about June 25, 2021, Ms. Evans filed a complaint of discrimination and harassment with defendant's Office of Employee and Labor Relations alleging that she and other women of color and women in the LGBTQ community were subjected to harassment and discrimination by Ms. Ortiz during the 2020-2021 school year. Ms. Evans alleged that Ms. Ortiz had a pattern and practice of discriminating against women of color and women in the LGBTQ community and that Ms. Ortiz's recommendation that Ms. Evans be terminated was based on her race.

11. Ms. Ortiz's discriminatory and harassing behavior was evident to Ms. Evans almost from the inception of her appointment. On or about October 12, 2020, the teachers at McDaniel had a mandatory staff meeting. Ms. Evans asked about a schedule change. In response, using a very hostile tone of voice, Ms. Ortiz stated that Ms. Evans' class was not interesting, implied that Ms. Evans' position as a teacher was unnecessary, that Ms. Evans did not have the right to a schedule change, and that she was an ineffective teacher.

12. Prior to the start of the 2020-2021 school year, Ms. Ortiz did not provide Ms. Evans with a curriculum she could use for her class. Ms. Ortiz told Ms. Evans that the curriculum and related materials would come, but they never arrived.

13. On or about October 19, 2020, Ms. Evans participated in a professional development meeting with Ms. Ortiz, other members of leadership and specialists. The purpose of the meeting was to provide professional development counseling on Project Wisdom. Shortly after the meeting began, Ms. Ortiz dismissed all of the attendees and ended the meeting. She then called Ms. Evans on her cellphone, with Assistant Principal Howard listening to the call, and accused Ms. Evans of laughing at her during the meeting, called Ms. Evans "stupid" and a

"smart-ass," said Ms. Evans was dumb and wasted her time, and demanded that Ms. Evans use her weekends to do work to best accommodate Ms. Ortiz's schedule.

14. During the first week of February 2021, Ms. Ortiz sent to all staff a notice with new instructions for teaching Black History Month. Ms. Evans sent an email to Maureen O'Driscoll and Assistant Principal Howard asking for clarification. They forwarded Ms. Evans' email to Ms. Ortiz. Ms. Ortiz responded in a negative manner, referencing an incident where she believed that Ms. Evans was asleep during a professional development meeting, and referencing Ms. Evans' disability. Ms. Ortiz copied Ms. Evans' PAR Coach on the email.

15. On or about February 21, 2021, Ms. Ortiz entered one of Ms. Evans' classes. She was rude, disruptive and interrogated Ms. Evans in front of her students. A few days later, Ms. Ortiz submitted Informal Observation notes of Ms. Evans' performance, including copying and pasting the email from earlier in February.

16. On or about May 11, 2021, Ms. Orbitz gave Ms. Evans an informal observation in a second-grade class. The observation was contrary to defendant's policy, which provides that observations in a class outside of a teacher's area of certification are not permitted. In her notes of the observation, Ms. Ortiz stated that Ms. Evans was not allowed to show movies to students. However, non-Black teachers, have shown the same movies to their students without being criticized for doing so.

17. Ms. Ortiz did not allow Ms. Evans or other Black female teachers to ask questions or speak during professional development meetings because she did not like the comments they made and believed that some of their comments were inappropriate.

18. Ms. Evans previously filed a charge of discrimination with the EEOC, Charge No. 530-2021-03889C, alleging a continuing course of retaliation and discrimination based on her sex, age, and disability.

19. Ms. Evans has a disability, diabetes and anxiety, within the meaning of the ADA.

20. Defendant granted Ms. Evans' request for reasonable accommodation, and allowed her to work remotely from February 2021 through May 2021.

21. Defendant terminated Ms. Evans's employment because of her race, sex and her disability, perceived disability or record of having been disabled, and in retaliation for her complaints of discrimination and harassment.

22. Defendant terminated Ms. Evans's employment in retaliation for having requested reasonable accommodations, and for having filed the prior charge of discrimination and retaliation.

23. Ms. Evans was able to perform all of the functions of her position other than those for which she required an accommodation.

24. Defendant's actions constitute discrimination against Ms. Evans because of her race, sex and disability, and in retaliation for having exercised her rights under the ADA and for having filed the charge of discrimination and retaliation.

25. By reason of defendant's discrimination and retaliation, Ms. Evans suffered and will continue to suffer extreme harm, including loss of income and other employment benefits, loss of professional opportunities, embarrassment and humiliation.

26. Defendant acted and failed to act willfully, maliciously, intentionally and with reckless disregard for Ms. Evans' rights.



***Count I***

***The Civil Rights Act of 1866, 42 U.S.C. §1981***

27. Plaintiff restates and realleges paragraphs 1-26, inclusive, as though set forth here in full.

28. Ms. Evans had a federal statutory right under the Civil Rights Act of 1866, 42 U.S.C. §1981 (“Section 1981”), as amended, to be accorded the same rights as were enjoyed by White employees with respect to the terms and conditions of their employment relationship with defendant and to the enjoyment of all benefits, privileges, terms and conditions of that relationship.

29. Defendant’s conduct described above deprived Ms. Evans of the rights, privileges and immunities guaranteed to her under Section 1981.

30. By reason of defendant’s discrimination and retaliation, Ms. Evans is entitled to all legal and equitable relief available under Section 1981.

***Count II***

***Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. §§2000d and 2000e et seq.***

31. Plaintiff restates and realleges paragraphs 1-30, inclusive, as though set forth here in full.

32. Ms. Evans had a federal statutory right under Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. §§2000d and 2000e et seq. (“Title VII”), to be accorded the same rights as were enjoyed by White and male employees with respect to the terms and conditions of their employment relationship with defendant and to the enjoyment of all benefits, privileges, terms and conditions of that relationship.



33. Defendant's conduct deprived Ms. Evans of the rights, privileges and immunities guaranteed to her under Title VII.

34. By reason of defendant's race and sex discrimination and retaliation, Ms. Evans is entitled to all legal and equitable relief available under Title VII.

***Count III***

***The Americans With Disabilities Act, 42 U.S.C. §12101 et seq.***

35. Plaintiff restates and realleges paragraphs 1-34, inclusive, as though set forth here in full.

36. Defendant discriminated and retaliated against Ms. Evans, a qualified individual with a disability, by failing to make reasonable accommodations to her known limitations, and by otherwise discriminating and retaliating against her because of her disability, in violation of the Americans With Disabilities Act, 42 U.S.C. §§ 12111-12117.

37. Defendant's conduct was intentional, deliberate, willful and in callous disregard of Ms. Evans's rights.

38. By reason of defendant's discrimination and retaliation, Ms. Evans is entitled to all legal and equitable relief available under the ADA.

***Count IV***

***Pennsylvania Human Relations Act, 43 P.S. §951 et seq.***

39. Plaintiff restates and realleges paragraphs 1-38, inclusive, as though set forth here in full.

40. Defendant's action in terminating Ms. Evans's employment because of her race, sex and disability, and in retaliation for having complained about defendant's discrimination and harassment, violated the Pennsylvania Human Relations Act (the "PHRA").

41. Defendant's conduct described above deprived Ms. Evans of the rights, privileges and immunities guaranteed to her under the PHRA.

42. By reason of defendant's discrimination and retaliation, Ms. Evans is entitled to all legal and equitable relief available under the PHRA.

***Jury Demand***

43. Ms. Evans hereby demands a trial by jury as to all issues so triable.

***Prayer for Relief***

Wherefore, Plaintiff, Ciana Evans, respectfully prays that the Court:

- a. adjudge, decree and declare that defendant engaged in illegal discrimination and retaliation, and that the actions and practices of defendant complained of herein are violative of her rights under Section 1981, Title VII, the ADA and the PHRA;
- b. order defendant to provide appropriate job relief to Ms. Evans, including immediate reinstatement;
- c. enter judgment in favor of Ms. Evans and against defendant for all available remedies and damages under law and equity, including, but not limited to, back pay, front pay, reinstatement, past and future mental anguish and pain and suffering, in amounts to be determined at trial;
- d. order defendant to pay the attorney's fees, costs, expenses and expert witness fees of Ms. Evans associated with this case;

e. grant such other and further legal and equitable relief as may be found appropriate and as the Court may deem just or equitable; and

f. retain jurisdiction until such time as the Court is satisfied that defendant has remedied the unlawful and illegal practices complained of herein and is determined to be in full compliance with the law.



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Robert T Vance Jr  
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Philadelphia PA 19110  
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*Attorney for Ciana Evans*

## Exhibit A





THE SCHOOL DISTRICT OF  
PHILADELPHIA

Office of Talent  
Suite 202  
440 North Broad Street  
Philadelphia, PA 19130  
(215) 400-4640

June 8, 2021

**REGULAR AND CERTIFIED MAIL**

Ms. Ciana Evans  
6534 N. 12th St.  
Philadelphia, PA 19126 3640

ID #89614  
Teacher-TPE  
Delaplaine McDaniel School

**Re: STATEMENT OF CHARGES and NOTICE OF RIGHT TO HEARING**

Dear Ms. Evans:

You are hereby notified that allegations have been made against you that constitute just cause for the termination of your employment pursuant to the collective bargaining agreement and, in addition, are sufficient grounds for termination of your employment as specified in Section 1108 of the Pennsylvania School Code of 1949 for unsatisfactory performance.

The Administration of the School District of Philadelphia has recommended that the Board of Education terminate your employment with The School District of Philadelphia.

**Statement of Charges**

You were appointed to the position of Teacher as a temporary professional employee on July 4, 2020.

During the 2020-2021 school year, you were a participant in the Peer Assistance and Review Program (PAR) and served as a teacher at Delaplaine McDaniel School. You received the support of a Consulting Teacher (CT) who provided instructional guidance, standards-aligned professional goal setting, and mentoring in elements of effective teaching.

A CT was assigned to you on September 2, 2020, and visited your classroom on 16 separate occasions during the 2020-2021 school year. During that period, the CT observed, provided support, and provided coaching on improving your classroom performance as indicated in Domains I, II, and III of the District's observation tool for teacher performance. The CT also provided coaching, modeling, and goal setting to improve your instructional practice. In February 2021, an Intensive Support Plan was implemented to support your growth in the following areas: 1e: Designing Coherent Instruction, 3b: Using Questioning and Discussion Techniques Managing Classroom Procedures, and 3c: Engaging Students in Learning.

The administrator conducted a formal observation on May 21, 2021, rating your performance with a score of 1.3, including Needs Improvement ratings in the following components: 1c, 1e, 2c, 3a, 3b, 3c, 4c.

Ciana Evans, page 2

Despite the support provided, you did not meet the goals based on the District's performance standards.

Based on evidence collected and submitted by your Principal and Consulting Teacher, it is the decision of the PAR Panel that your teaching performance for the rating cycle concluding June 15, 2021 is rated as "Unsatisfactory," and you will be recommended for dismissal from the School District of Philadelphia.

#### **Salary and Benefits**

The Administration of the School District has recommended that you be dismissed from employment based on the above allegations and administrative findings made against you. You remain suspended without pay, but with health benefits, pending a final decision on the School District's recommendation of dismissal. Payroll will be notified of this action.

#### **Hearing<sup>1</sup>**

If you wish to appeal this decision, pursuant to the Local Agency Law, you must act within ten (10) days of receipt of this letter by either (1) submitting a timely written request for a Board of Education hearing on your appeal to Lynn Rauch, General Counsel at [SOCElection@philasd.org](mailto:SOCElection@philasd.org) (2) requesting your union follow the collective bargaining agreement grievance procedure applicable to you. NOTE: You may choose one or the other of these appeal procedures, but not both.

Should you choose not to appeal in a timely fashion, your dismissal will be processed and submitted to the Board of Education for affirmation by formal resolution of the Board.

#### **Unemployment Compensation Benefits**

Please see the required notice regarding unemployment compensation benefits, which is available for viewing and printing here: [https://www.philasd.org/benefits/wp-content/uploads/sites/156/2020/05/SDP\\_PA-UC-1609FormPublished.pdf](https://www.philasd.org/benefits/wp-content/uploads/sites/156/2020/05/SDP_PA-UC-1609FormPublished.pdf). This notice does not mean that you will receive unemployment compensation benefits. If you have a valid unemployment compensation claim, the form provides information on how to file and identify the School District of Philadelphia as your employer.

Sincerely,



Larisa Shambaugh  
Chief Talent Officer

cc: PAR Committee, Principal, PFT, General Counsel, Unemployment, Benefits, Employee Relations, Payroll, Office of Talent, Records, District Email

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<sup>1</sup> NOTE: At this hearing, you are entitled to legal representation of your own choosing and at your own expense. The School District will not pay for an attorney to represent you. You have the right to hear witnesses and evidence against you and you (or your attorney) will be permitted the opportunity to cross-examine those witnesses. You also will be permitted the opportunity to present witnesses and evidence on your own behalf and to testify on your own behalf. School District Administration will be represented at this hearing by its legal counsel. Your hearing is open to the public, but upon request it will be held privately.